

**MINUTES OF THE COMMERCIAL SERVICES COMMITTEE MEETING
OF THE BALLINA SHIRE COUNCIL
HELD IN THE BALLINA SHIRE COUNCIL CHAMBERS
40 CHERRY STREET, BALLINA,
ON 15/07/14 AT 4.00 PM**

Attendance

Crs David Wright (Mayor - in the chair), Jeff Johnson, Sharon Cadwallader, Keith Williams, Keith Johnson, Susan Meehan, Ken Johnston, Paul Worth, Ben Smith and Robyn Hordern.

Paul Hickey (General Manager), John Truman (Civil Services Group Manager), Steve Barnier (Strategic and Community Facilities Group Manager), Neil Weatherson (Airport Manager) and Sandra Bailey (Secretary) were in attendance.

Hans Pearson, Rob Mactaggart, Paddy Jilek and Anthony Kahne from The Airport Group were also in attendance.

There were nine people in the gallery at this time.

1. Apologies

Nil

2. Declarations of Interest

Nil

3. Deputations

Nil

4. Committee Reports

4.1 Ballina Byron Gateway Airport - Long Term Tenure Options

The Committee received a presentation from The Airport Group representatives in attendance.

RECOMMENDATION

(Cr Sharon Cadwallader/Cr Keith Johnson)

That Council authorises the General Manager to run a competitive tendering process to select a consultant to advise Council on the various long term tenure options available and indicative financial returns for the Ballina Byron Gateway Airport.

FOR VOTE - All Councillors voted unanimously.

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4.2 Classification of Community Land to Operational

RECOMMENDATION

(Cr Ben Smith/Cr Paul Worth)

That Council commence the process for the reclassification of the land referred to below from Community Land to Operational Land for the purpose of the *Local Government Act, 1993*.

- Lot 1 DP 598548, Pine Avenue, East Ballina
- Lot 2 DP 598548, Pine Avenue, East Ballina
- Lot 1 DP 632176, Suvla Street, East Ballina
- Lot 47 DP 240657, Basalt Court, Lennox Head
- Lot 1 DP 604567, Regatta Avenue, Ballina
- Lot 2 DP 604567, Regatta Avenue, Ballina
- Lot 1 DP 856703, North Creek Road, Lennox Head
- Lot 43 DP 1168665, Seamist Place, Lennox Head
- Lot 104 DP 871675, Links Avenue, East Ballina
- Lot 1 DP 850774, Westland Drive, West Ballina

FOR VOTE - Cr David Wright, Cr Sharon Cadwallader, Cr Keith Williams, Cr Keith Johnson, Cr Susan Meehan, Cr Ken Johnston, Cr Paul Worth, Cr Robyn Hordern and Cr Ben Smith

AGAINST VOTE - Cr Jeff Johnson

4.3 Land Sale - Cessna Crescent, Southern Cross Industrial Estate

RECOMMENDATION

(Cr Sharon Cadwallader/Cr Robyn Hordern)

That Council notes the contents of this report in respect to the proposed sale of land at Cessna Crescent in the Southern Cross Industrial Estate, described as Lot 92 DP 1161854.

FOR VOTE - All Councillors voted unanimously.

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5. Confidential Session

RECOMMENDATION

(Cr Sharon Cadwallader/Cr Robyn Hordern)

That Council moves into committee of the whole with the meeting closed to the public, to consider the following item in accordance with Section 10A (2) of the Local Government Act 1993.

5.1 Land Sale Price - Cessna Crescent, Southern Cross Industrial Estate

Reason for Confidentiality

This report is **CONFIDENTIAL** in accordance with Section 10A(2)(d) of the Local Government Act 1993, which permits the meeting to be closed to the public for business relating to the following:-

- d) commercial information of a confidential nature that would, if disclosed:
 - (i) prejudice the commercial position of the person who supplied it, or
 - (ii) confer a commercial advantage on a competitor of the council, or
 - (iii) reveal a trade secret

and in accordance with 10D(2)(c), on balance, the discussion of the matter in an open meeting is not considered to be in the public interest as Council is in the process of negotiating a sale for the property in question.

FOR VOTE - All Councillors voted unanimously.

(The Council moved into Confidential Session at 5.51 pm).

Open Council

RECOMMENDATION

(Cr Keith Johnson/Cr Robyn Hordern)

That Council move into Open Council and out of Committee of the Whole.

FOR VOTE - All Councillors voted unanimously.

(The Council moved into Open Council at 5.53 pm).

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The General Manager reported to the Open Meeting the recommendation made while in Confidential Session:

5.1 Land Sale Price - Cessna Crescent, Southern Cross Industrial Estate

RECOMMENDATION

(Cr Ben Smith/Cr Sharon Cadwallader)

1. That Council resolves to adopt option two as outlined in this report and authorise the General Manager to finalise negotiations with the purchaser.
2. That the use of Council's Common Seal be approved to be affixed to the Contract for Sale of Land and Transfer, and any other associated documentation.

FOR VOTE - All Councillors voted unanimously.

Adoption of Recommendation from Confidential Session

RECOMMENDATION

(Cr Keith Johnson/Cr Robyn Hordern)

That the recommendation made whilst in Confidential Session, be adopted.

FOR VOTE - All Councillors voted unanimously.

MEETING CLOSURE

5.54 pm